

rates, fares or charges for the transportation of passengers or property or the transmission of messages such person may, in addition to the fines hereinbefore provided for, at the discretion of the jury, be imprisoned in the penitentiary for a term of not less than six months nor more than two years.

Sec. 8. Suits brought under this act for the recovery of penalties may be brought in any court in this State having jurisdiction of the subject-matter in any county (1) where an act violative of the provisions hereof is committed; (2) where such company or receiver has an agent or representatives; (3) where the principal office of such company is situated or such receiver or receivers, or either, reside; and one-half ($\frac{1}{2}$) of all moneys collected under the provisions of this act, less the commission and expenses allowed by law, shall be paid into the State treasury and constitute a part of the general revenue of the State, and the remainder thereof shall be paid into the treasury of the county where such suit or suits may be maintained and constitute a part of the jury fund of such county.

Sec. 9. It is hereby made the duty of the Railroad Commission of Texas, the Attorney General and the district and county attorneys of this State, under the direction of the Attorney General to see that the provisions of this act are enforced and obeyed, and penalties due the State are recovered and collected; and said Commission shall report to the Attorney General all violations within their knowledge, with the facts in their possession, and request him to institute, or have instituted, the proper proceedings for the recovery of any penalty that may be due the State.

Sec. 10. In any investigation, suit or prosecution which may be had or instituted under the provisions of this act, the court or tribunal in which the investigation, suit or prosecution is pending may compel all persons to attend and give testimony, and to produce such papers, books and documents as may be desired by the State and no person shall be exempt from giving testimony therein; provided, however, that no criminal action or proceedings shall be brought or prosecuted against such witness on account of any testimony so given or furnished by him.

Sec. 11. If any provision or provisions of this act which exempt or except any person, corporation or class of persons from the operation and effects of this act, or which authorize any such

persons, corporations or class of persons to give, grant, issue, receive or accept free transportation or transportation at any rate other than is granted to any and all persons of this State shall be held unconstitutional or invalid, such holding as to any such provision or provisions shall not invalidate any other portion of this act.

And find it correctly enrolled, and have this day, at 11:15 o'clock a. m., presented same to the Governor for his approval.

HOLSEY, Acting Chairman.

FIFTY-NINTH DAY.

Senate Chamber,
Austin, Texas,

Thursday, March 28, 1907

Senate met pursuant to adjournment.

Lieutenant Governor A. B. Davidson in the chair.

Roll call, quorum present, the following answering to their names:

Barrett.	Looney.
Brachfield.	Masterson.
Chambers.	Mayfield.
Cunningham.	Meachum.
Faust.	Murray.
Glasscock.	Paulus.
Green.	Senter.
Greer.	Skinner.
Griggs.	Smith.
Grinnan.	Stokes.
Harbison.	Stone.
Harper.	Terrell.
Holsey.	Veale.
Hudspeth.	Watson.
Kellie.	Willacy.

Absent—Excused.

Alexander.

Prayer by Rev. H. M. Sears, Chaplain of the Senate.

Pending the reading of the Journal of yesterday, on motion of Senator Willacy, the same was dispensed with.

(See Appendix for committee reports, petitions and memorials.)

EXCUSED.

On motion of Senator Willacy, Senator Meachum was excused from attendance upon the Senate yesterday on account of sickness.

On motion of Senator Stone, Senator Brachfield was excused from attendance upon the Senate yesterday on account of sickness in family.

APPOINTMENT OF A PORTER.

On account of the death of one of the porters of the Senate, the Chair appointed Alonzo Harrison to fill the vacancy, said appointment being effective from the 26th inst.

BILLS AND RESOLUTIONS.

By Senator Kellie:

Senate bill No. 306, A bill to be entitled "An Act to amend House bill No. 565, Chapter 49 of the Special Laws of the State of Texas, passed at the Twenty-ninth Legislature of the said State, beginning on the 15th day of January, 1905, and adjourning on May 14th, 1905, and which said act was entitled 'An Act to incorporate the city of Beaumont, to grant it a special charter, and to repeal an act of the Legislature of the State of Texas, approved May the 12th, 1899, and entitled "An Act to incorporate the city of Beaumont, to grant it a special charter and to fix its boundaries," and to repeal all acts amendatory of said act, and all special charters and amendments thereto heretofore granted to said city of Beaumont,' and to declare an emergency," by amending Sections 3, 6 and 7 of said act passed by said Twenty-ninth Legislature, and is found on page 398 of the Special Laws of the State of Texas, passed at the Regular and First Called Sessions of the Twenty-ninth Legislature, and repealing all laws in conflict with amendments herein provided, and declaring an emergency, and striking out Sections 3, 6 and 7, and substituting Sections 3, 6 and 7, as follows."

Read first time and referred to Committee on Towns and City Corporations.

SIMPLE RESOLUTION.

Whereas, On the 12th day of March, 1907, House bill No. 15 was read for the first time in the Senate, and was on March 14th, 1907, referred to the Committee on Mining and Irrigation; and,

Whereas, Said committee, after considering said bill, by a vote of 4 to 3, the chairman not voting, postponed further consideration of and action on said bill until May 1st, 1907; and

Whereas, Said committee refuses to recede from said action; and

Whereas, The purposes of said bill is to secure protection of the lives and health of many citizens in our State; be it

Resolved, That said bill be and is hereby recalled from said committee, and that said committee at once return same to this body, without further action thereon, and the President of the Senate is hereby requested to refer said bill to the Committee on Labor.

GRINNAN,
BRACHFIELD,

Read and laid on table subject to call.
Morning call concluded.

REFUSE TO SUSPEND PENDING BUSINESS.

Senator Grinnan moved that the pending order of business (House bill No. 383) be suspended, and the Senate take up, out of its order, House bill No. 448.

Senator Mayfield moved as a substitute, that the pending order of business (House bill No. 383) be suspended, and the Senate take up, out of its order, House bill No. 540.

The substitute motion was lost, and

The motion by Senator Grinnan was lost.

Senator Barrett moved that the pending order of business (House bill No. 383) be suspended, and the Senate take up, out of its order, House bill No. 148.

The motion was lost.

HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, March 28, 1907.

Hon. A. B. Davidson, President of the Senate:

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

Senate bill No. 260, A bill to be entitled "An Act to ratify and confirm the action of the Board of Commissioners of the city of Galveston, passed February 14, 1907, releasing and conveying to the United States of America that certain area of territory in Galveston Bay therein set forth and described."

House bill No. 566, A bill to be entitled "An Act to amend Section 1, Chapter 43 of the Special Laws of the Twenty-ninth Legislature, relating to Special Road System of Robertson county, Texas; providing for elections of freeholders to determine whether or not a special tax of 15 cents on every one hundred dollars' worth of property for road and bridge purposes, and further providing for the proration of the taxes so collected between the commissioners precincts of said county."

House bill No. 631, A bill to be entitled "An Act creating the Cold Springs Independent School District in San Jacinto county, Texas."

House bill No. 665, A bill to be entitled "An Act providing for a special road law for the counties of Sabine, Jasper and Newton; creating the office of Superintendent of Public Roads and Bridges; defining his powers and duties; defining the powers and duties of road overseers; defining what persons are subject to work on the public roads; providing proper penalties for a violation of the provisions of this act, and declaring an emergency."

House bill No. 666, A bill to be entitled "An Act to restore to and confer upon the county court of Wheeler county the civil and criminal jurisdiction belonging to such county under the Constitution and General Statutes of the State; to conform the jurisdiction of the district court of said county to such change, and to repeal all laws in conflict with this act, so far as relates to Wheeler county."

Senate bill No. 230, A bill to be entitled "An Act to create a more efficient road system for Burnet county." with amendments.

Senate bill No. 210, A bill to be entitled "An Act to change and prescribe the time for holding district court in the Fourth Judicial District," with amendments.

House bill No. 683, A bill to be entitled "An Act to amend Section 10 and Section 30 of Chapter 49 of the Acts of the Twenty-seventh Legislature as amended by the Twenty-eighth Legislature, Chapter 11, so as to provide for the increase of the payment of the road commissioners in the counties of Fayette, Uvalde and Frio to the maximum sum of \$360, instead of \$300 per year, and to provide for the increase of the amounts of contracts, material and labor for the construction of any bridge that must be advertised."

House bill No. 675, A bill to be entitled "An Act to incorporate Milford School District in Ellis county as an independent school district, and to provide for the election of trustees, raising revenue by taxation, issuing bonds and maintaining public free schools therein."

House bill No. 664, A bill to be entitled "An Act incorporating the Huntsville Independent School District, in Walker county, Texas, for free school purposes only, defining its boundaries," etc., with engrossed rider.

House bill No. 662, A bill to be entitled "An Act to create the county court

of McLennan county at law, to define the jurisdiction thereof, and to conform to such change the jurisdiction of the county court of McLennan county," with engrossed rider.

House has adopted the Free Conference Committee report on Senate bill No. 36.

Also concurs in Senate amendments to House bills Nos. 214 and 309.

Does not concur in Senate amendments to House bill No. 14, and requests a Free Conference Committee. The following has been appointed on part of the House: Messrs. Robertson of Bell, Bryan, James, Bowles and Murray.

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

HOUSE BILL NO. 383.

The Chair laid before the Senate, on second reading and as pending business,

House bill No. 383, A bill to be entitled "An Act to establish and attach to the Deaf and Dumb Institute at Austin, Texas, a branch thereof for the custodial care, maintenance and education of defective persons, which shall include the feeble-minded, idiotic, epileptic and paralytic persons in this State; defining who are feeble-minded persons, and declaring an emergency."

Senator Stone offered the following amendment:

Amend the bill by adding after the word "State," in line 20, page 1, the following, "in connection with the State Lunatic Asylum at Austin," and strike out all after the word "State," in line 20, up to and including the word "State" in line 21, page 1, and add after the word "minded," in line 21, page 1, the following, "under whom," and to strike out all of Section 1 of the printed bill commencing with the word "to," in line 22, page 1, and strike out all of Section 2, up to and including the word "institution," in line 22, page 2, of the printed bill.

(Senator Hudspeth in the chair.)

RECESS.

Pending discussion on the amendment, on motion of Senator Willacy, the Senate, at 12:30 o'clock recessed until 2:30 o'clock today.

AFTER RECESS.

The Senate was called to order by Lieutenant Governor Davidson.

SENATE BILL NO. 210—HOUSE
AMENDMENTS CONCURRED IN.

Senator Brachfield called up as a privileged matter,

Senate bill No. 210, A bill to be entitled "An Act to change and prescribe the time for holding district court in the Fourth Judicial District,"

And moved that the Senate concur in the following House amendments:

Amend the bill by adding thereto in line —, page —, Section —, after the word —, the following at the end of Section 2:

"And provided, that grand jurors and petit jurors, drawn and selected under existing laws, shall be required to answer and serve, and their acts be as valid, at the next ensuing term, as provided by this act, as they would have been under existing laws if no change had been made in the time of holding said court."

The motion to concur prevailed by the following vote:

Yeas—24.

Barrett.	Hudspeth.
Brachfield.	Looney.
Chambers.	Mayfield.
Cunningham.	Murray.
Faust.	Paulus.
Glasscock.	Senter.
Green.	Smith.
Greer.	Stokes.
Griggs.	Stone.
Grinnan.	Terrell.
Harper.	Veale.
Holsey.	Willacy.

Absent.

Harbison.	Meachum.
Kellie.	Skinner.
Masterson.	Watson.

Absent—Excused.

Alexander.

SIMPLE RESOLUTION—CONSIDER-
ATION OF.

Senator Grinnan called up, which was on the President's table subject to call, the simple resolution offered on this morning, anent the withdrawal of House bill No. 15, from the Committee on Mining and Irrigation and re-referring same to another committee. (See resolution in former proceedings of today.)

Senator Grinnan moved the adoption of the resolution, and

Senator Smith offered the following as a substitute for the resolution:

Resolved, That the Committee on Mining and Irrigation be required to report immediately House bill No. 15, back to the Senate with such amendments and recommendations as the committee may deem proper to make.

The substitute for the resolution was adopted by the following vote.

Yeas—20.

Barrett.	Looney.
Brachfield.	Masterson.
Chambers.	Mayfield.
Cunningham.	Meachum.
Glasscock.	Paulus.
Green.	Senter.
Griggs.	Skinner.
Grinnan.	Smith.
Holsey.	Stokes.
Hudspeth.	Terrell.

Nays—6.

Faust.	Stone.
Harper.	Watson.
Murray.	Willacy.

Present—Not Voting.

Veale.

Absent.

Greer.	Kellie.
Harbison.	

Absent—Excused.

Alexander.

The resolution, as substituted, was adopted by the following vote:

Yeas—18.

Barrett.	Looney.
Brachfield.	Masterson.
Chambers.	Mayfield.
Cunningham.	Meachum.
Glasscock.	Paulus.
Green.	Senter.
Griggs.	Skinner.
Grinnan.	Smith.
Holsey.	Stokes.

Nays—7.

Harper.	Terrell.
Hudspeth.	Watson.
Murray.	Willacy.
Stone.	

Present—Not Voting.

Veale.

Absent.

Faust.	Harbison.
Greer.	Kellie.

Absent—Excused.

Alexander.

Senator Smith moved to reconsider the vote by which the resolution was adopted and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 383.

Action here recurred on House bill No. 383, which was unfinished business, the question being on the amendment by Senator Stone.

The amendment was read and adopted by the following vote:

Yeas—14.

Barrett.	Masterson.
Chambers.	Mayfield.
Cunningham.	Meachum.
Faust.	Senter.
Green.	Skinner.
Holsey.	Stone.
Looney.	Willacy.

Nays—9.

Brachfield.	Paulus.
Glasscock.	Stokes.
Griggs.	Terrell.
Grinnan.	Veale.
Hudspeth.	

Present—Not Voting.

Murray.

Absent.

Greer.	Kellie.
Harbison.	Smith.
Harper.	Watson.

Absent—Excused.

Alexander.

(Senator Stone in the chair.)

Senator Willacy offered the following amendment, which was adopted:

Amend by striking out all after Section 1, as amended, and insert the following:

"Sec. 2. For the purpose of carrying into effect the provisions of this bill the sum of \$25,000, or so much thereof as may be necessary, is hereby appropriated out of any money in the State Treasury not otherwise appropriated, to erect and equip the necessary building at the State Lunatic Asylum at Austin for the accommodation of persons resident of this State, designated as 'idiots' or 'imbeciles'; provided, that the managers and superintendents of the several 'asylums for the insane' of this State shall receive as patients therein all persons adjudged to be 'insane,'

'idiots' or 'imbeciles' under the rules of practice and procedure prescribed in Chapter 1 of Title IX of the Revised Statutes of Texas.

"Provided further, that for the purposes of this act, no person shall be considered a resident of this State unless he or she, as the case may be, has resided continuously in this State for a period of not less than two years next preceding the filing of the application as provided by law.

"Provided further, that the amount herein appropriated is not intended to include cost of necessary furnishings, such as furniture, but said equipment shall include water mains, heating apparatus, latrines to complete building for occupancy when furnished."

SECOND HOUSE MESSAGE.

Hall of the House of Representatives.
Austin, Texas, March 28, 1907.

Hon. A. B. Davidson, President of the Senate:

Sir: I am directed by the House to inform the Senate that the House has passed

House Concurrent Resolution No. 26, Requesting the Governor to return to the House and Senate Senate bill No. 26, for correction and amendments.

Respectfully,

BOB BARKER,
Chief Clerk, House of Representatives.

HOUSE CONCURRENT RESOLUTION NO. 26—ADOPTION OF.

On motion of Senator Looney, and by unanimous consent, the Chair laid before the Senate,

House Concurrent Resolution No. 26, Requesting the Governor to return to the House and Senate Senate bill No. 26, for correction and amendment.

The resolution was read and adopted.

Senator Looney moved to reconsider the vote by which the resolution was adopted, and lay that motion on the table.

The motion to table prevailed.

(Lieutenant Governor Davidson in the chair.)

HOUSE BILL NO. 383.

Action recurred on House bill No. 383, the question being on the amendment by Senator Willacy, and

Senator Glasscock moved the previous question on the amendment and the bill, which motion was duly seconded and was so ordered.

Action recurred on the amendment, which was adopted by the following vote:

Yeas—15.

Chambers.	Paulus.
Cunningham.	Senter.
Faust.	Skinner.
Green.	Smith.
Holsey.	Stone.
Kellie.	Watson.
Looney.	Willacy.
Meachum.	

Nays—11.

Brachfield.	Mayfield.
Glasscock.	Murray.
Griggs.	Stokes.
Grinnan.	Terrell.
Harbison.	Veale.
Hudspeth.	

Absent.

Barrett.	Harper.
Greer.	Masterson.

Absent—Excused.

Alexander.

The bill was read second time, and passed to a third reading.

Senator Skinner moved to reconsider the vote by which the bill was passed to a third reading, and lay that motion on the table.

The motion to table prevailed.

Senator Willacy here moved to rescind the vote by which the bill passed to a third reading.

The motion to rescind prevailed by the following vote:

Yeas—18.

Brachfield.	Mayfield.
Chambers.	Meachum.
Cunningham.	Paulus.
Faust.	Senter.
Green.	Skinner.
Griggs.	Stokes.
Grinnan.	Stone.
Holsey.	Watson.
Looney.	Willacy.

Nays—7.

Glasscock.	Smith.
Hudspeth.	Terrell.
Kellie.	Veale.
Murray.	

Absent.

Barrett.	Harper.
Greer.	Masterson.
Harbison.	

Absent—Excused.

Alexander.

Senator Willacy offered the following amendment, which was adopted:

"Sec. 3. The fact that there are a great number of people suffering for the aid to be granted by the provisions of this act, and the State being entirely without such aid creates an emergency and an imperative demand requiring the constitutional rule requiring all bills to be read on three several days, be suspended, and that this bill shall take effect from and after its passage, and it is so enacted."

Bill read second time, and passed to a third reading.

On motion of Senator Glasscock, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—26.

Brachfield.	Looney.
Chambers.	Mayfield.
Cunningham.	Meachum.
Faust.	Murray.
Glasscock.	Paulus.
Green.	Skinner.
Griggs.	Smith.
Grinnan.	Stokes.
Harbison.	Stone.
Harper.	Terrell.
Holsey.	Veale.
Hudspeth.	Watson.
Kellie.	Willacy.

Absent.

Barrett.	Masterson.
Greer.	Senter.

Absent—Excused.

Alexander.

Senator Willacy offered the following amendment:

Amend by striking out of line 16, page 1 of the printed bill, the words "and define feeble-minded," and by striking out of line 15 of the printed bill the words "blind and deaf," and insert the words "idiots and imbeciles."

The amendment was adopted by the following vote:

Yeas—24.

Brachfield.	Harper.
Chambers.	Holsey.
Cunningham.	Hudspeth.
Faust.	Kellie.
Green.	Looney.
Griggs.	Mayfield.
Grinnan.	Meachum.
Harbison.	Paulus.

Skinner.	Terrell.
Smith.	Veale.
Stokes.	Watson.
Stone.	Willacy.

Nays—2.

Glasscock.	Murray.
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Absent.

Barrett.	Masterson.
Greer.	Senter.

Absent—Excused.

Alexander.

The bill was read third time, and passed by the following vote:

Yeas—25.

Brachfield.	Looney.
Chambers.	Mayfield.
Cunningham.	Meachum.
Faust.	Murray.
Glasscock.	Paulus.
Green.	Skinner.
Griggs.	Smith.
Grinnan.	Stokes.
Harbison.	Stone.
Harper.	Veale.
Holsey.	Watson.
Hudspeth.	Willacy.
Kellie.	

Absent.

Barrett.	Senter.
Greer.	Terrell.
Masterson.	

Absent—Excused.

Alexander.

REFUSE TO RECESS.

Senator Meachum moved to suspend pending business and take up a local bill, and

Senator Veale moved that the Senate recess until 8 o'clock tonight, which motion was lost by the following vote:

Yeas—6.

Brachfield.	Murray.
Grinnan.	Stokes.
Harbison.	Veale.

Nays—18.

Chambers.	Holsey.
Cunningham.	Hudspeth.
Faust.	Kellie.
Green.	Mayfield.
Griggs.	Meachum.
Harper.	Paulus.

Skinner.	Terrell.
Smith.	Watson.
Stone.	Willacy.

Absent.

Barrett.	Looney.
Glasscock.	Masterson.
Greer.	Senter.

Absent—Excused.

Alexander.

HOUSE BILL NO. 454.

On motion of Senator Meachum, the pending order of business (House bill No. 29) was suspended, and the Senate took up, out of its order, House bill No. 454.

The Chair laid before the Senate, on second reading,

House bill No. 454, A bill to be entitled "An Act to protect game and fish in the county of Montgomery in the State of Texas; to prescribe penalties for violation of said act, and to declare an emergency."

On motion of Senator Meachum, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time and passed to a third reading.

On motion of Senator Meachum, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—23.

Brachfield.	Meachum.
Chambers.	Murray.
Faust.	Paulus.
Green.	Skinner.
Griggs.	Smith.
Grinnan.	Stokes.
Harbison.	Stone.
Harper.	Terrell.
Holsey.	Veale.
Hudspeth.	Watson.
Kellie.	Willacy.
Mayfield.	

Absent.

Barrett.	Looney.
Cunningham.	Masterson.
Glasscock.	Senter.
Greer.	

Absent—Excused.

Alexander.

The bill was read third time, and passed by the following vote:

Yeas—22.

Brachfield.	Meachum.
Chambers.	Murray.
Faust.	Paulus.
Green.	Skinner.
Griggs.	Smith.
Harbison.	Stokes.
Harper.	Stone.
Holsey.	Terrell.
Hudspeth.	Veale.
Kellie.	Watson.
Mayfield.	Willacy.

Absent.

Barrett.	Grinnan.
Cunningham.	Looney.
Glasscock.	Masterson.
Greer.	Senter.

Absent—Excused.

Alexander.

Senator Meachum moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 540.

On motion of Senator Mayfield the pending order of business (House bill No. 29) was suspended, and the Senate took up, out of its order, House bill No. 540.

The Chair laid before the Senate, on second reading,

House bill No. 540, A bill to be entitled "An Act to amend Sections 7 and 13 of the Special Road Laws of Bell county, Chapter 63, Acts of the Legislature of 1899, so as to regulate the pay of county commissioners when acting as road commissioners, and to regulate the rate per day at which those subject to road duty may be excused from such road duty by the payment of \$1.00 per day, or \$3.00 for five days, when all is paid in advance."

On motion of Senator Mayfield the committee report, which provides that the bill be not printed, was adopted.

Bill read second time and passed to a third reading.

On motion of Senator Mayfield the constitutional rule requiring all bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—22.

Brachfield.	Griggs.
Chambers.	Harbison.
Faust.	Harper.
Glasscock.	Holsey.
Green.	Hudspeth.

Kellie.	Smith.
Masterson.	Stokes.
Mayfield.	Stone.
Meachum.	Terrell.
Murray.	Veale.
Paulus.	Watson.
Skinner.	Willacy.

Absent.

Barrett.	Grinnan.
Cunningham.	Looney.
Greer.	Senter.

Absent—Excused.

Alexander.

The bill was read third time and passed by the following vote:

Yeas—24.

Brachfield.	Masterson.
Chambers.	Mayfield.
Faust.	Meachum.
Glasscock.	Murray.
Green.	Paulus.
Griggs.	Skinner.
Harbison.	Smith.
Harper.	Stokes.
Holsey.	Stone.
Hudspeth.	Terrell.
Kellie.	Veale.
Looney.	Watson.

Absent.

Barrett.	Grinnan.
Cunningham.	Senter.
Greer.	Willacy.

Absent—Excused.

Alexander.

Senator Mayfield moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 102.

On motion of Senator Chambers the pending order of business (House bill No. 29) was suspended, and the Senate took up, out of its order, House bill No. 102.

The Chair laid before the Senate, on third reading,

House bill No. 102, A bill to be entitled "An Act to amend Article 790, Title VIII, of the Code of Criminal Procedure of Texas, relating to evidence."

The bill was read third time and passed by the following vote:

Yeas—14.

Brachfield.	Faust.
Chambers.	Glasscock.

Griggs.	Paulus.
Harbison.	Smith.
Harper.	Stone.
Holsey.	Terrell.
Kellie.	Watson.

Nays—10.

Green.	Meachum.
Hudspeth.	Murray.
Looney.	Skinner.
Masterson.	Stokes.
Mayfield.	Veale.

Absent.

Barrett.	Grinnan.
Cunningham.	Senter.
Greer.	Willacy.

Absent—Excused.

Alexander.

Senator Chambers moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 204.—HOUSE AMENDMENTS CONCURRED IN.

Senator Masterson called up, as a privileged matter,

Senate bill No. 204, A bill to be entitled "An Act to amend Title VIII, Chapter 1, of the Penal Code of the State of Texas, by adding thereto Article 482a, providing the manner in which traction engines and separators shall be transported or carried over any public bridge or culvert upon any public road or highway, or any street or alley in any incorporated town or city, and providing a penalty for the violation thereof, and declaring an emergency."

And moved that the Senate concur in the following House amendment:

Amend the bill by striking out the semicolon and the word "or" in line 20, and inserting the word "and."

The motion to concur prevailed by the following vote:

Yeas—25.

Brachfield.	Hudspeth.
Chambers.	Kellie.
Cunningham.	Looney.
Faust.	Masterson.
Glasscock.	Mayfield.
Green.	Meachum.
Griggs.	Murray.
Grinnan.	Paulus.
Harper.	Skinner.
Holsey.	Smith.

Stokes.	Veale.
Stone.	Watson.
Terrell.	

Absent.

Barrett.	Senter.
Greer.	Willacy.
Harbison.	

Absent—Excused.

Alexander.

HOUSE BILL NO. 685.

On motion of Senator Veale the pending order of business (House bill No. 29) was suspended, and the Senate took up, out of its order, House bill No. 685.

The Chair laid before the Senate, on second reading,

House bill No. 685, A bill to be entitled "An Act to validate the incorporation of Childress Independent School District."

On motion of Senator Veale the Senate rule requiring committee reports to lie over for one day was suspended for the purpose of considering this bill (see Appendix for committee report).

On motion of Senator Veale, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and passed to a third reading.

On motion of Senator Veale the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—24.

Brachfield.	Looney.
Chambers.	Masterson.
Cunningham.	Mayfield.
Faust.	Meachum.
Glasscock.	Murray.
Green.	Paulus.
Griggs.	Skinner.
Grinnan.	Stokes.
Harper.	Stone.
Holsey.	Terrell.
Hudspeth.	Veale.
Kellie.	Watson.

Absent.

Barrett.	Senter.
Greer.	Smith.
Harbison.	Willacy.

Absent—Excused.

Alexander.

The bill was read third time, and passed by the following vote:

Yeas—22.

Brachfield.	Looney.
Chambers.	Masterson.
Cunningham.	Mayfield.
Faust.	Meachum.
Green.	Murray.
Griggs.	Paulus.
Grinnan.	Stokes.
Harper.	Stone.
Holsey.	Terrell.
Hudspeth.	Veale.
Kellie.	Watson.

Absent.

Barrett.	Senter.
Glasscock.	Skinner.
Greer.	Smith.
Harbison.	Willacy.

Absent—Excused.

Alexander.

RECESS.

On motion of Senator Holsey, the Senate, at 6:30 o'clock, recessed until 8 o'clock.

AFTER RECESS.

(Night Session.)

The Senate was called to order by Lieutenant Governor Davidson.

SENATE BILL NO. 17.

On motion of Senator Stone, and in accordance with the rule providing for night sessions,

The Chair laid before the Senate, Senate bill No. 17, A bill to be entitled "An Act to amend Article 4507 of Title XCIV of the Revised Civil Statutes of the State of Texas."

Senator Stone offered the following amendment, which was adopted:

Amend the bill by adding after the word "crossing," in line 29, page 1, of the printed bill, the following: "The exception as to cities and towns shall not apply to such cities and towns who fail to enact ordinances making such regulations."

Senator Stone offered the following amendment, which was adopted:

Amend the bill by adding after the word "Texas," in line 7 of the printed bill, the following: "With the emergency clause."

Senator Stone offered the following amendment, which was adopted:

Amend the bill by adding at the end the following: "The crowded condition of the calendar and the near approach of the end of the session of this Legisla-

ture, creates an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this act shall take effect from and after its passage, and it is so enacted."

Bill read second time and ordered engrossed.

Senator Stone moved that the constitutional rule requiring bills to be read on three several days be suspended and the bill be put on its third reading and final passage.

The roll call developed no quorum voting, the following Senators answering to their names:

Yeas—19.

Brachfield.	Meachum.
Green.	Murray.
Greer.	Paulus.
Grinnan.	Skinner.
Harper.	Smith.
Holsey.	Stone.
Hudspeth.	Terrell.
Kellie.	Watson.
Masterson.	Willacy.
Mayfield.	

Absent.

Barrett.	Harbison.
Chambers.	Looney.
Cunningham.	Senter.
Faust.	Stokes.
Glasscock.	Veale.
Griggs.	

Absent—Excused.

Alexander.

Senator Terrell moved a call of the Senate, which was seconded, and the roll call developed a quorum, the following Senators answering to their names:

Present—21.

Brachfield.	Mayfield.
Faust.	Meachum.
Green.	Murray.
Greer.	Paulus.
Grinnan.	Skinner.
Harper.	Smith.
Holsey.	Stone.
Hudspeth.	Terrell.
Kellie.	Watson.
Looney.	Willacy.
Masterson.	

Absent—9.

Barrett.	Harbison.
Chambers.	Senter.
Cunningham.	Stokes.
Glasscock.	Veale.
Griggs.	

Absent—Excused.

Alexander.

On motion of Senator Stone, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—21.

Brachfield.	Mayfield.
Faust.	Meachum.
Green.	Murray.
Greer.	Paulus.
Grinnan.	Skinner.
Harper.	Smith.
Holsey.	Stone.
Hudspeth.	Terrell.
Kellie.	Watson.
Looney.	Willacy.
Masterson.	

Absent.

Barrett.	Harbison.
Chambers.	Senter.
Cunningham.	Stokes.
Glasscock.	Veale.
Griggs.	

Absent—Excused.

Alexander.

The bill was read third time, and passed by the following vote:

Yeas—21.

Brachfield.	Mayfield.
Faust.	Meachum.
Green.	Murray.
Greer.	Paulus.
Grinnan.	Skinner.
Harper.	Smith.
Holsey.	Stone.
Hudspeth.	Terrell.
Kellie.	Watson.
Looney.	Willacy.
Masterson.	

Absent.

Barrett.	Harbison.
Chambers.	Senter.
Cunningham.	Stokes.
Glasscock.	Veale.
Griggs.	

Absent—Excused.

Alexander.

Senator Stone moved to reconsider the vote by which the bill passed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 237.

On motion of Senator Terrell,

The Chair laid before the Senate, on second reading,

Senate bill No. 237, A bill to be en-

titled "An Act to amend Articles 5091, 5094, 5095, 5099, 5106, 5120, 5123 of Title CIV, Chapter 3 of the Revised Statutes of Texas of 1895, pertaining to the duties of tax assessors and their deputies and the assessment of property for taxation and the preparation of the tax roll and other matters pertaining thereto and adding to said Title and Chapter, Articles 5153a, 5153b, 5153c, 5153d and 5153e, providing for penalties for the violation of the provisions of this act and the mode of enforcing the provisions of this act, and providing an emergency and amending Article 5098 of an act passed by the Twenty-fifth Legislature, Chapter 142, page 204 of the acts of said Legislature, which was an amendment of Article 5098 of the Revised Statutes of Texas of 1895."

Senator Harper offered the following amendment:

Amend the bill by striking out all below "A bill to be entitled," and substitute the following:

"An Act providing for the listing and valuing of property for the purposes of taxation; defining duties of assessors and deputy assessors; prescribing rules for determining the value of property; prescribing rules to govern commissioners courts when sitting as a board of equalization; prescribing additional oaths to be administered to tax assessors, and deputy tax assessors, county judges and county commissioners, and providing penalties for violation thereof, and declaring an emergency."

Be it enacted by the Legislature of the State of Texas.

Section 1. That Chapter 3, Title XCIV, Articles 5123 and 5124, Revised Civil Statutes of the State of Texas, be and the same are hereby amended so as to read as follows (and adding thereto Articles 5124a, 5124b, 5124c, 5124d, 5124e, 5124f and Article 5123g):

Article 5123. That hereafter when any person, firm or corporation renders his, their or its property in this State for taxation to any tax assessor, and makes oath as to the kind, character, quantity and quality of said property; and the said officer accepting said rendition from such person, firm or corporation of such property, is satisfied that it is correctly and properly valued according to the value of such property on the market at the time of its rendition, he shall list the same accordingly; but if the assessor is satisfied that the value is below the market value of such property, he shall at once place on said

rendition opposite each piece of property so rendered an amount equal to the fair market value of such property at the time of its rendition, and if such property shall be found to have no market value by such officer, then at such sum as said officer shall deem the real or intrinsic value of such property; and if the person listing such property, or the owner thereof, is not satisfied with the value placed on the property by the assessor, he shall so notify the assessor, and if desiring so to do may make oath before the assessor that the valuation so fixed by said officer on said property is excessive; then it shall be the duty of such officer to furnish such rendition, together with his valuation thereon, and the oath of such person, firm or officer of any corporation, if any such oath has been made, to the commissioners court of the county in which said rendition was made, which court shall hear evidence and determine the true value of such property, as is hereinafter provided; and in this connection it is provided that such officer or court shall take into consideration what said property could have been sold for at any time within six months next before the rendition of said property.

Article 5124. The boards of equalization shall have power, and it is made their official duty to supervise the assessment of their respective counties, and if satisfied that the valuation of any property is not just and fair, to increase or diminish the same and to affix a proper valuation thereto, as provided for in Article 5123 of this act; and when any assessor in this State shall have furnished said court with the rendition as provided for in Article 5123 of this act, it shall be the duty of such court to call before it such persons as in its judgment may know the market value or true value of such property, as the case may be, by proper process; who shall testify under oath the character, quantity and quality of such property, as well as the value thereof. Said court after hearing the evidence shall fix the values of such property in accordance with the evidence so introduced and as provided for in Article 5123 of this Act; and their action in such case or cases shall be final.

Article 5124a. If any tax assessor in this State shall fail, refuse or neglect to place any rendition, as provided for in Article 5123 of this act, the true value or market value, in accordance with the

method of fixing such value as provided for herein, or shall fail, refuse or neglect to return to the commissioners court such rendition, together with the oath of the owner or person listing such property for taxes, when such oath has been made, as provided for in this act, or if the assessor accepts the rendition from any person rendering property for taxation without reading to such person the oath, and having it signed and sworn to as provided by law, such failure, refusal or neglect shall be deemed a malfeasance on the part of such officer, and shall be cause for his removal from office.

Article 5124b. Every tax assessor and deputy tax assessor in this State, in addition to the oath prescribed by the Constitution of this State, shall, before entering upon the duties of his office, take and subscribe to the following oath:

"I,, tax assessor (or deputy tax assessor, as the case may be), in and for county, Texas, do solemnly swear that I will personally view and inspect all the real estate and improvements thereon subject to taxation lying in said county that may be rendered to me for taxation by any corporation or individual, or by their agents or representatives, as fully as may be practicable, and that I will as fully as is practicable view and inspect all other taxable property in said county rendered to me as aforesaid; that I will to the best of my ability make a true estimate of the cash value, the market value of such property, if such property has a market value, and if it has no market value, then the real value of all such property, both real and personal, on the first day of January next preceding, and that I will make up and attach to each assessment sheet made up and sworn to by the said property owners, their agents or representatives, a true assessment and valuation of said property, together with a memoranda of all facts, which I may learn bearing upon the value of said taxable property; that I will make all possible inquiry relative to the true value of such property and that I will attach said memoranda and statement of facts that I may ascertain as aforesaid to the said assessment sheets of the respective property owners. That I have read and understand the several provisions of the Constitution of this State relative to the valuation of taxable property, and that I will faithfully do and perform

every duty required of me as tax assessor (or deputy tax assessor) by the Constitution and laws of this State. So help me God."

This oath shall be administered by the county clerk, and shall be in duplicate; the original shall be by the clerk filed and recorded in the records of the county, and the duplicate shall be retained by the assessor or the deputy, as the case may be.

Article 5124c. When a commissioners court in this State convenes as a board of equalization, before considering the subject of equalization of property values for the purposes of taxation, each member of the court, including the county judge, shall take and subscribe to the following oath:

"I,, a member of the board of equalization of County, for the year A. D., hereby solemnly swear that in the performance of my duties as a member of such board for said year, I will not vote to allow any taxable property to stand assessed on the tax rolls of said county for said year at any sum which I believe to be less than its true market value, or if it has no market value, then its real value; that I will faithfully endeavor and as a member of said board will move to have each item of taxable property which I believe to be assessed for said year at less than its true market value, or real value, raised on the tax rolls to what I believe to be its true cash market value if it has a market value, if not, then to its real value, and that I will faithfully endeavor to have the assessed valuation of all property subject to taxation within said county stand upon the tax rolls of said county for said year at its true cash market value, or if it has no market value, then at its real value.

"I further solemnly swear that I have read and understand the provisions contained in the Constitution of this State relative to the valuation of taxable property, and that I will faithfully perform all the duties required of me under the Constitution and laws of this State. So help me God."

Said oath shall be filed and recorded in the commissioners court records as a part of the proceedings of that term of court.

Article 6124d. If in passing upon the value of any property by a commissioners court sitting as a board of equalization in this State, the court shall fix a value upon any property for the pur-

pose of taxation and a minority of said court do not concur in the judgment of the court, the minutes of the court shall show the names of the members, including the county judge, who do not concur in fixing such values (if the county judge shall cast the deciding vote in such matter), and if any tax assessor or member of any commissioners court in this State shall knowingly fail or refuse to fix the value of property rendered for taxes in compliance with this act, and all other laws of this State, such failure, neglect or refusal shall constitute malfeasance in office on the part of such assessor or member or members of said court, and such failure, neglect or refusal shall be cause for his or their removal from office.

Article 5124e. Whenever the fact is brought to the knowledge of the Attorney General of this State that any tax assessor, deputy tax assessor, county judge or member of the commissioners court has failed, refused or neglected to comply with the provisions of this act he shall at once file suit for the removal from office of such officer or officers thus offending. Such proceeding for the removal of such officer or officers herein provided for may be brought in the district court in any county in this State, and such suit shall be brought by the Attorney General or under his direction; provided, that this method of removal from office on the grounds of such removal as specified herein, shall not be construed as modifying or in any sense repealing the present statute providing for the removal of officers, but shall be considered as cumulative only.

Article 5124f. That all laws and parts of laws in conflict with the provisions of this act be, and the same are hereby repealed.

Article 5124g. The fact that the assessment of property for taxation in the several counties in this State is now in progress and will be completed, and that the several boards of equalization will be called to pass on property values within the next succeeding ninety days, and the fact that the present law is inadequate for the determination of the values of property for tax purposes in this State, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect and be operative from and after its passage, and it is so enacted.

Pending.

BILLS AND RESOLUTIONS SIGNED.

The Chair (Lieutenant Governor Davidson) gave notice of signing, and did sign in the presence of the Senate after their captions had been read.

House bill No. 346, "An Act to incorporate Seagoville School District in Dallas and Kaufman counties, an independent school district, and to provide for the election of trustees, raising revenue by taxation, issuing bonds and maintaining public free schools therein."

House bill No. 575, "An Act to create the Panhandle Independent School District in Carson county, Texas, etc., and declaring an emergency."

House bill No. 569, "An Act creating the Teague Independent School District, in Freestone county, Texas, and defining its boundaries, etc., and declaring an emergency."

Senate bill No. 232, "An Act to amend Title CCXXIX, Section 1, of an act passed by the Thirteenth Legislature of the State of Texas, and approved June 2, 1873, and to provide for the filling vacancies in the board of trustees of the College of DeKalb, Bowie county, Texas, and to create a board of trustees for said college and providing for filling vacancies in said board and the transaction of the business thereof."

Senate bill No. 191, "An Act to restore Hale county and place it under the operation of Articles 5002 and 5043, Revised Statutes, providing for the inspection of hides and animals as to provide for the appointment of an inspector of hides and animals, and declaring an emergency."

Senate bill No. 157, "An Act to amend Section 12 and Section 21 of Chapter 128 of the Acts of the Twenty-sixth Legislature, entitled 'An Act providing the mode by which horses, mules, jacks, jennets and cattle may be prevented from running at large in certain counties, or in any subdivision of the said counties, so that when an election under said law shall be in favor of the stock law, that the certificate thereto shall be prima facie evidence of a compliance with the law to put same in force'; also to provide for the punishment of any one violating the provisions of said act, and declaring an emergency."

House bill No. 551, "An Act to create a more efficient road system for Rusk county, etc.; to repeal Chapter 5, Acts of the Twenty-eighth Legislature, 1903, and declaring an emergency."

House bill No. 81, "An Act relating to the collection of costs and witness

fees by county and precinct officers of the State of Texas, defining the fees collected, requiring report of same, prescribing the final disposition thereof, providing a penalty for the violation of this act, and declaring an emergency."

House bill No. 488, "An Act to create a more efficient road system for Mills county, Texas."

House bill No. 424, "An Act to amend Section 7, Chapter 38, special road law for Hood county, Texas, fixing the amount to be paid by citizens of that county, to be exempt from road duty for a year."

House bill No. 339, "An Act to amend Sections 5, 6, 12 and 15 of an act passed by the Twenty-seventh Legislature, as amended by the Twenty-eighth Legislature, creating a special road system for Coryell county, and to repeal all laws in conflict therewith."

House bill No. 447, "An Act to create the county court of Dallas county, at law, to define the jurisdiction thereof and to conform to such change the jurisdiction of the county court of Dallas county."

House bill No. 533, "An Act creating the Eldorado Independent School District in Schleicher county, Texas, and defining its boundaries," etc.

House bill No. 462, "An Act incorporating the Cisco Independent School District in Eastland county, Texas, for free school purposes only; defining its boundaries and providing for a board of trustees; divesting the city of Cisco of the control of its public schools and title to school property, and vesting the same in said Cisco Independent School District and its board of trustees; prescribing the rights, powers, privileges and duties of said Cisco Independent School District and its board of trustees, and declaring an emergency."

House bill No. 459, "An Act creating an independent school district to be known as the Hagerman Independent School District, including within its limits the town of Hagerman, and to provide for the creation of a board of trustees thereof, and authorizing the board of trustees to levy, assess and collect special taxes, and conferring upon the board of trustees plenary powers and authority to issue bonds for the purpose of purchasing school sites, and erecting, furnishing and equipping school buildings within the same and to pay current expenses in the maintenance and support of said schools, and further

prescribing the duties and authorities of said board."

House Concurrent Resolution No. 19, Authorizing the Superintendent of Public Grounds and Buildings to lease a certain lot in the city of Austin, known as the "Alliance cotton yard."

House Concurrent Resolution No. 24, Be it resolved by the House of Representatives, the Senate Concurring, That a joint committee to be composed of three members of the Senate, to be appointed by the President of the Senate, and five members of the House, to be appointed by the Speaker of the House, to be authorized and directed to make all arrangements for the address to be delivered to the Legislature by the Hon. Wm. J. Bryan, and to make the report thereon, to the Senate and House of Representatives.

House bill No. 84, "An Act to amend Article 388 of the Penal Code of the State of Texas, so as to make it unlawful to bet at a game played with dice at any place."

House bill No. 264, "An Act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose, and to prevent unauthorized uses and traffic in human bodies, and to legalize dissections and experiments by authorized persons."

House Concurrent Resolution No. 26, Requesting the Governor to return to the House and Senate, Senate Bill No. 26, for correction and amendment.

INVITATION TO ATTEND SPEAKING.

Lieutenant Governor Davidson, Senate Chamber.

Dear Sir: Hon. Wm. Jennings Bryan will address the faculty, the students and the friends of the University of Texas at 12 m. Friday, March 29. The University desires to extend a cordial invitation to the members of the Senate to be present in the auditorium at the hour indicated, to hear Mr. Bryan. Seats will be reserved for members who desire to attend.

Very truly yours,
D. F. HOUSTON,
President.

Senator Meachum moved that the invitation be accepted and that the Senate attend in a body, leaving the Senate Chamber at 11:30 o'clock.

The motion prevailed.

ADJOURNMENT.

On motion of Senator Chambers, the Senate, at 9:30 o'clock, adjourned until 9:30 o'clock tomorrow morning.

APPENDIX.

PETITIONS AND MEMORIALS.

By Senator Harbison:

Denison, Texas, March 19, 1907.

Hon. J. L. Harbison, Austin, Texas.

Dear Sir: We, the undersigned citizens of Denison, Grayson county, Texas, believe that the enactment into law of House bill No. 112, known as the Robertson insurance bill, will be inimical to the best interests of all policyholders in Texas, in that the passage of said bill will necessarily increase the net cost of insurance, and materially reduce dividends hereafter inuring upon said contracts; that there is no public demand for said law, and the passage of same does not at this time commend itself to our judgment.

We respectfully protest against the passage of this bill, and, if not inconsistent with your duty, we urge you to oppose same.

Respectfully,
Numerously signed.

By Senator Cunningham:

Abilene, Texas, March 25, 1907.

To the Hon. W. J. Cunningham, Senator, and the Hon. W. J. Bryan, Representative, Austin, Texas.

Gentlemen: We, the following citizens of Abilene, Texas, in mass meeting assembled, do hereby petition and represent unto you as follows:

That the city of Abilene and Taylor county, and the surrounding counties as a whole, are free from the evil of gambling; yet to some extent the evil does exist in this community, and, as we are informed, in other communities in this State.

That we realize that a man, to be a professional gambler, must be a man of intellect far above the average citizen, in fact, a man who could, by following any employment, earn a livelihood and competency for his family. That in fact, to be a professional gambler, a man must be superior to the ordinary man in intellectual attainments. That such a man, so devoid of moral integrity, should not be dealt with as an ordinary criminal, but should be pun-

ished according to his mental perceptibilities and standing.

Therefore, we, the undersigned, do hereby petition each of you to have enacted such laws as will forever stop gambling in this State. In other words, we ask that you have passed a law declaring any one who is engaged in gambling as a profession, or who leases his premises for the purpose of gaming, or runs any gaming device, shall be held guilty of a felony.

We, of course, deplore the assassination of the Hon. Jefferson Davis McLane, late county attorney of Tarrant county, Texas, but we present this petition, not by reason of that fact alone, but by reason of the fact that from our experience and observation it is our belief that the running of gaming houses and the practice of professional gambling cannot be abated or stopped until more drastic measures are enacted and carried into force by the State Legislature and the peace officers.

We, individually, agree to uphold any and all peace officers in this county, or in any other county in the State of Texas in the enforcement of all anti-gambling legislation.

Respectfully,
Numerously signed.

By Senator Mayfield:

To Messrs. Tom Mears and E. B. Mayfield, Representatives of Coryell County.

Gentlemen: We, the undersigned employes of the Gulf, Colorado & Santa Fe Railway and citizens of Coryell county, at Copperas Cove, Texas, believing that the existing passenger rates are as low as they can be made at the present time without impairing efficient service; and,

Whereas, We believe that a reduction of said rate to two cents per mile would be to the detriment of this and all parts of Texas by directly hindering the building of new roads and prevent satisfactory service and increased facilities from established lines, do respectfully ask you to oppose any reduction of mileage that may come before this session of the Legislature.

Respectfully,
March 23, 1907.
Numerously signed.

By Senator Brachfield:

To the Texas Legislature:

Memorial.—The authorized representatives of Texas Farmers, Fruit Growers and Stockmen, assembled in Austin this

day, respectfully memorialize your honorable body, as per the instructions of our constituents, for the introduction of agriculture into the public schools.

Petition.—We respectfully urge that agriculture be made a required school subject, beginning with the school term of 1908-9, and that this subject be considered equal in all respects with physiology and other required subjects, and that the elementary principles be taught by text book, reader or object lessons in every school receiving support from the State school fund.

We further recommend that all State Normal schools be required to give regular instructions in the principles of agriculture and how to teach it, and that the graduates in the proper courses, from the Agricultural and Mechanical College, the School of Arts for Girls, and the State University be granted State teachers' certificates.

We also urge that the school term be extended in all schools of Texas to the full six months required by the Constitution, and if additional taxation be required that the necessary taxes should be levied for the support of the rural school. We favor the system of county taxation for schools, and urge its adoption at the earliest possible moment.

Memorial.—This joint committee, duly appointed by the Texas Farmers' Congress, the Farmers' Union, and the Southern Cotton Association, respectfully present the following reasons for introducing agriculture into the public schools.

1. Agriculture in its several forms is the principal source of revenue to the people of all classes in this State, and the principles of agriculture (including production, storing and marketing) are now clearly outlined and defined, and are capable of being taught to children between the ages of eight and eighteen.

2. The subject of agriculture should be taught without further delay in all Texas schools, as is now successfully done in scores of rural and city schools in Texas. It has been found that teachers quickly gain the technical information required in these matters and "learn to do by doing, or learn to teach by teaching" this subject, and that they grow steadily in desired efficiency from year to year, and discharge faithfully the trust imposed in them by their profession and by the people.

3. It has been found that in teaching the primary principles of agriculture to school children the parents have also been reached and instructed in the

most important facts relating to saving the fertility of our soil, the breeding of better stock, budding and grafting fruits, the improvement of seed and other matters of vital importance to the people and to the farmer.

4. Agriculture has been welcomed by the children as a practical subject affording relief from mere book work and adding interest to school life, and claiming for the farm and for farm life a fair portion of the ambition of our boys and girls in the country schools.

5. This committee has received instructions from the farmers composing the several organizations we represent, and these instructions have been issued to this committee after years of discussion and careful deliberation of many minds devoted to the scientific, the commercial and the practical problems connected with the great and diversified interests of Texas.

Very respectfully submitted,

Joint Committee: E. A. Calvin, president Farmers' Union; J. H. Connell, president Farmers' Congress; C. B. Metcalf, vice president Southern Cotton Association; F. W. Davis, chairman executive committee Farmers' Union; R. A. Bradford, secretary Texas Sheep Breeders' Association; Lee Young, Chairman Farmers' Congress Committee on Legislation and chairman of Joint Committee.

Dallas, Texas, February 14, 1907.

COMMITTEE REPORTS.

(Floor Report.)

Committee Room,
Austin, Texas, March 28, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 259, A bill to be entitled "An Act to create a more efficient road system for Bowie county, Texas, and making the commissioners of said county ex-officio road commissioners, and prescribing their duties as such, and providing for their compensation, etc.,"

Have had the same under consideration, and report it back to the Senate with the recommendation that it do pass, and be not printed.

Green, Watson, Veale, Harper, Hudspeth, Meachum.

(Floor Report.)

Committee Room,
Austin, Texas, March 28, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 497, A bill to be entitled "An Act to require all persons in the county of Camp, who are subject to road duty, to work ten days on the public roads in said county in each year, or to pay \$1 for each day in lieu of working the public roads, that such roads are worked,"

Have had the same under consideration, and report it back to the Senate with the recommendation that it do pass, and be not printed.

Green, Watson, Veale, Harper, Hudspeth, Meachum.

(Floor Report.)

Committee Room,
Austin, Texas, March 28, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 547, A bill to be entitled "An Act to create a more efficient road system for Camp county, Texas,"

Have had the same under consideration, and report it back to the Senate with the recommendation that it do pass, and be not printed.

Green, Watson, Veale, Harper, Hudspeth, Meachum.

Committee Room,
Austin, Texas, March 28, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 353, A bill to be entitled "An Act to create a more efficient road system for Childress county, Texas,"

Have had same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass, and that same be not printed.

Green, Chairman; Watson, Veale, Glasscock, Hudspeth, Senter, Mayfield, Harper.

Committee Room,
Austin, Texas, March 28, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 449, A bill to be entitled "An Act to amend Chapter 46 of the Special Laws of the Regular Session of the Twenty-eighth Legislature, entitled 'An Act to render more effective and efficient the present road law in the State of Texas in its application and operation in the county of Wilbarger,'"

Have had same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass, and that same be not printed.

Green, Chairman; Watson, Veale, Glasscock, Hudspeth, Senter, Mayfield, Harper.

(Floor Report.)

Committee Room,
Austin, Texas, March 27, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: We, the undersigned members of your Committee on State Affairs, to whom was referred

Senate bill No. 86, A bill to be entitled "An Act creating an experiment station to be established at or near the city of El Paso, and making an appropriation therefor, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

Faust, Green, Holsey, Terrell, Senter, Murray.

Committee Room,
Austin, Texas, March 28, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

House bill No. 685, A bill to be entitled "An Act to amend Chapter 20 of the General Laws of the First Called Session of the Twenty-seventh Legislature, validating the incorporation election held by order of the county judge of Childress county on the 26th day of May, A. D. 1900; incorporating the town of Childress Independent School District, and validating all official acts done in pursuance thereof by the Board

of Trustees of said district elected for said district, and their successors in office; prescribing the boundaries of said district, and declaring an emergency,"

Have had same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass, and that same be not printed.

Barrett, Chairman; Grinnan, Paulus, Meachum, Kellie, Green, Harper, Glasscock.

(Floor Report.)

Committee Room,
Austin, Texas, March 28, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: We, Your Judiciary Committee No. 2, to whom was referred

House bill No. 187, A bill to be entitled "An Act to create a Board of Veterinary Examiners of Texas, and to regulate the practice of veterinary science in Texas, and providing a punishment for the violation thereof,"

Have had the same under consideration, and we report the same back to the Senate with the recommendation that it do pass.

Looney, Chairman; Cunningham, Barrett, Greer, Smith, Terrell, Stokes, Watson, Hudspeth, Meachum.

Committee Room,
Austin, Texas, March 28, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 191, "An Act to restore Hale county and place it under the operation of Articles 5002 to 5043, Revised Statutes, providing for the inspection of hides and animals, and declaring an emergency,"

And find it correctly enrolled, and have this day, at 3:30 o'clock p. m., presented same to the Governor for his approval.

MASTERSON, Chairman.

Committee Room,
Austin, Texas, March 28, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 157, "An Act to amend Sections 1, 12 and 20 of Chapter 128 of the Acts of the Twenty-sixth Legisla-

ture, entitled "An Act providing the mode by which horses, mules, jacks, jennets and cattle may be prevented from running at large in certain counties, or in any subdivision of the said counties, so that when an election under said law shall be in favor of the stock law, that the certificate thereto shall be prima facie evidence of a compliance with the law to put same in force; also to provide for the punishment of any one violating the provisions of said act, and adding thereto Section 20a and Section 20b, and declaring an emergency."

And find it correctly enrolled, and have this day, at 3:30 o'clock p. m., presented same to the Governor for his approval.

MASTERTON, Chairman.

Committee Room,
Austin, Texas, March 28, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 232, "An Act to provide for filling vacancies in the Board of Trustees of the College of DeKalb, in Bowie county, Texas, and to create a board of trustees for said college, and declaring an emergency."

And find it correctly enrolled, and have this day, at 3:30 o'clock p. m., presented same to the Governor for his approval.

MASTERTON, Chairman.

SIXTIETH DAY.

Senate Chamber,
Austin, Texas,
Friday, March 29, 1907.

Senate met pursuant to adjournment.
Lieutenant Governor A. B. Davidson in the chair.

Roll call, quorum present, the following Senators answering to their names:

Barrett.	Holsey.
Brachfield.	Hudspeth.
Chambers.	Kellie.
Cunningham.	Looney.
Faust.	Masterson.
Glasscock.	Mayfield.
Green.	Meachum.
Greer.	Murray.
Griggs.	Paulus.
Grinnan.	Senter.
Harbison.	Skinner.
Harper.	Smith.

Stokes.
Stone.
Terrell.

Veale.
Watson.
Willacy.

Absent—Excused.

Alexander.

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of yesterday, on motion of Senator Holsey, the same was dispensed with.

(See Appendix for committee reports, petitions and memorials.)

EXCUSED.

On motion of Senator Holsey, Senator Glasscock was excused from attendance upon the Senate for last night's session on account of important business.

BILLS AND RESOLUTIONS.

By Senator Willacy:

Senate bill No. 307, A bill to be entitled "An Act to grant and transfer to the United States government land belonging to the State of Texas, situated on Mustang Island, in Nueces county, Texas, on which to locate, construct and maintain all or a part of the South Jetty to be constructed by the United States Government in the improvement of the harbor and pass, or either, at Aransas Pass, Texas, and on which to construct engineers' offices and other necessary buildings, and forts and barracks, and to grant, cede and transfer to said United States Government the tide lands in front of and all future accretions and accumulations to all said lands, and all other lands heretofore acquired or hereafter acquired by the United States Government for the improvement of said pass or harbor; and for the cession by the State of Texas to the United States Government of jurisdiction over all such lands or the accretions thereto, or the accumulations thereof, and declaring an emergency."

Read first time, and referred to Committee on Public Lands and Land Office.

By Senator Hudspeth:

Senate bill No. 308, A bill to be entitled "An Act to compel circuses, menageries, theatrical companies, or shows of any character whatsoever, where an admission fee is charged, to produce and exhibit everything advertised; prescribing duties of managers in such cases; providing that failure to comply with the provisions of this act shall be a mis-